

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re application of:

FANO, Andrew

Application No.: 10/064,477

Filed: 7/18/2002

Confirmation No. 9683

For: MEDIA INDEXING BEACON AND CAPTURE  
DEVICE

Examiner:

Group Art Unit:

Docket No.: 33836.00.0032

**RESPONSE TO NOTICE OF NON-COMPLAINT APPEAL BRIEF**

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief dated March 19, 2008, Appellants submit corrected Sections III to comply with the requirement that the "Status of Claims" section lists the current status of all claims.

Respectfully submitted,



Date: April 1, 2008

By:

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I. REAL PARTY IN INTEREST

The real party in interest is Accenture Global Services GmbH, by virtue of an assignment duly executed by the named inventor and recorded in the United States Patent and Trademark Office on July 18, 2002, Reel/Frame: 012898/0491.

II. RELATED APPEALS AND INTERFERENCES

There are no other appeals or interferences known to the Applicant, the Applicant's legal representative, or assignee which would directly affect or be directly affected by or having a bearing on the Board's decision in this pending appeal.

III. STATUS OF CLAIMS

Claims 1 through 8, 10 through 25, 27, 29 and 32 are pending, and are presented for review on appeal. Claims 9, 26, 28, 30 and 31 have been previously canceled.

Claims 1 through 8, 10 through 20, 23 through 25, 27, 29 and 32 are rejected under 35 USC § 103(a) as being unpatentable over U.S. Patent No. 5,818,510 (issued Oct. 6, 1998) to Cobbley, et al. [hereinafter "Cobbley"], in view of U.S. Patent Application Publication No. 2003/0011684 (published Jan. 16, 2003) by Narayanaswami, et al. [hereinafter "Narayanaswami"].

Claims 21 through 22 are rejected under 35 USC § 103(a) over Cobbley in view of Narayanaswami and further in view of U.S. Patent No. 5,822,537 (issued Oct. 13, 1998) to Katseff, et al. [hereinafter "Katseff"].